

330 S. CASINO CENTER

Name

MICHAEL T. McLAUGHLIN

LAS VEGAS, NV. 89101

638112

Prison Number

<input checked="" type="checkbox"/> FILED ENTERED	<input type="checkbox"/> RECEIVED SERVED ON
COUNSEL/PARTIES OF RECORD	
SEP 30 2003	
CLERK US DISTRICT COURT DISTRICT OF NEVADA	
BY: <u>MZ</u>	DEPUTY

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COUNSEL/PARTIES OF RECORD	
AUG 22	
CLERK US D. STRICT COURT DISTRICT OF NEVADA	
BY: <u>MZ</u>	DEPUTY

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

MICHAEL T. McLAUGHLIN  
Plaintiff,

vs.

CLARK COUNTY SOCIAL SERVICE

CRONFELD, DARRYL

GLENN, STEVEN D.

JOHANNIS, EDWARD A.

RHODES SUSAN H.  
Defendant(s).

CV-S-03-0873-JCM-LRL

CIVIL RIGHTS COMPLAINT  
PURSUANT TO  
42 U.S.C. § 1983

JURY TRIAL DEMANDED

A. JURISDICTION

- 1) This complaint alleges that the civil rights of Plaintiff, McLAUGHLIN, M.  
(Print Plaintiff's name)

who presently resides at CLARK COUNTY DETENTION CENTER, were

violated by the actions of the below named individuals which were directed against

Plaintiff at CLARK COUNTY SOCIAL SERVICE, HENDERON on the following dates  
(institution/city where violation occurred)

ASSAULT AND BATTERY, \_\_\_\_\_, and \_\_\_\_\_  
(Count I) (Count II) (Count III)

Make a copy of this page to provide the below  
information if you are naming more than five (5) defendants

2) Defendant DARRYL CRONFELD resides at 2404 SANTA PAULA DR LY, NV. 89109  
(full name of first defendant) (address if first defendant)  
and is employed as OWNER/OFFICIAL SECURITY. This defendant is sued in his/her  
(defendant's position and title, if any)  
☒ individual ☒ official capacity. (Check one or both). Explain how this defendant was  
acting

under color of law: DID NOT INSTRUCT HIS EMPLOYEE ON PROPER  
PROCEDURE RESULTING IN AN ASSAULT WITH INJURY TO PERSON.

3) Defendant STEVEN D. GLENN resides at 2404 SANTA PAULA DR LY, NV. 89109  
(full name of first defendant) (address if first defendant)  
and is employed as SECURITY/OFFICIAL SECURITY. This defendant is sued in his/her  
(defendant's position and title, if any)  
☒ individual ☒ official capacity. (Check one or both). Explain how this defendant was  
acting

under color of law: DID ASSAULT WITH CHAIRS, TABLES, FISTS AND ANYTHING  
HE COULD GET HANDS ON RESULTING IN INJURIES TO PERSON

4) Defendant EDWARD A JOHANNIS resides at 67 E. LAKE MEAD DR, NV. 89015  
(full name of first defendant) (address if first defendant)  
and is employed as SECRETARY/ST. TERESA CENT. This defendant is sued in his/her  
(defendant's position and title, if any)  
☒ individual ☒ official capacity. (Check one or both). Explain how this defendant was  
acting

under color of law: DID COMMIT BATTERY BY BEATING ME WITH  
CHAIR RESULTING IN INJURY TO PERSON

5) Defendant SUSAN H. RHODES resides at 107 E. LAKE MEAD DR HENDERSON  
(full name of first defendant) (address if first defendant)  
and is employed as SUPERVISOR (C.C.S.S.). This defendant is sued in his/her  
(defendant's position and title, if any)  
☒ individual ☒ official capacity. (Check one or both). Explain how this defendant was  
acting

under color of law: AS PERSON RESPONSIBLE FOR SUB-CONTRACTING OUT  
FOR THE SECURITY COMPANY RESULTING IN INJURY TO PERSON

6) Defendant N/A resides at \_\_\_\_\_,  
(full name of first defendant) (address if first defendant)  
and is employed as \_\_\_\_\_. This defendant is sued in his/her  
(defendant's position and title, if any)  
\_\_\_\_ individual \_\_\_\_ official capacity. (Check one or both). Explain how this defendant was  
acting  
under color of law: N/A

7) Jurisdiction is invoked pursuant to 28 U.S.C. § 1343 (a)(3) and 42 U.S.C. § 1983. If you wish  
to assert jurisdiction under different or additional statutes, list them below.

N/A

**B. NATURE OF THE CASE**

1) Briefly state the background of your case.

I WAS PHYSICALLY ASSAULTED BY MR. STEVEN D. GLENN  
A EDWARD A. JOHANNIS; HIT WITH TABLES, CHAIRS, AND FISTS  
RESULTING IN BODILY INJURY TO MY PERSON IN VIOLATION  
OF MY EIGHTH AMENDMENT CONSTITUTIONAL RIGHTS OF PROTECTION  
FROM CRUEL AND UNUSUAL PUNISHMENT.

**C. CAUSE OF ACTION**

COUNT I

The following civil rights has been violated: BATTERY AND ASSAULT WITH  
CRUEL AND UNUSUAL PUNISHMENT IN VIOLATION OF MY  
EIGHTH AMENDMENT CONSTITUTIONAL RIGHTS

Supporting Facts: [Include all fact you consider important. State the facts clearly, in your own words, and without citing legal authority or argument. Be sure you describe exactly what each specific defendant (by name) did to violate your rights].

I WAS BATTERED WITH FISTS, TABLES, AND CHAIRS BY THE  
DEFENDANT STEVEN GLENN AND ALSO STRUCK WITH A HEAVY  
WOODEN CHAIR ON THE TOP OF THE HEAD AND FROM  
BEHIND BY DEFENDANT EDWARD JOHANN'S THUS  
RESULTING IN INJURIES.

CLARK COUNTY SOCIAL SERVICES ARE RESPONSIBLE FOR SAID  
INJURIES, FOR THEY HAPPENED ON THEIR PROPERTY. AND THE  
DEFENDANTS DARRYL CRONFELD AND SUSAN RHODES  
ARE SUED IN THEIR OFFICIAL CAPACITIES AS THE  
SUPERVISORS AND OWNER RESPONSIBLE FOR THE  
CONTRACT SUPPLYING SOCIAL SERVICES WITH A  
SECURITY GUARD WHOM SHOULD HAVE BEEN MORE  
THOROUGHLY INSTRUCTED IN POLICIES AND  
PROCEDURES OF UNARMED AND UNCERTIFIED  
WITH A STRICTLY HANDS-OFF POLICY, SECURITY  
GUARD



### COUNT III

The following civil rights has been violated: N/A

**Supporting Facts:** [Include all fact you consider important. State the facts clearly, in your own words, and without citing legal authority or argument. Be sure you describe exactly what each specific defendant (by name) did to violate your rights].

N/A

**D. PREVIOUS LAWSUITS AND ADMINISTRATIVE RELIEF**

- 1) Have you filed other actions in state or federal courts involving the same or similar facts as involved in this action?      Yes   ✓   No. If your answer is "Yes", describe each lawsuit. (If more than one, describe the others on an additional page following the below

outline).

- a) Defendants: N/A
- b) Name of court and docket number: N/A
- c) Disposition (for example, was the case dismissed, appealed or is it still pending?):  
N/A
- d) Issues raised: N/A
- e) Approximate date it was filed: N/A
- f) Approximate date of disposition: N/A

- 2) Have you filed an action in federal court that was dismissed because it was determined to be frivolous, malicious, or failed to state a claim upon which relief could be granted?  
\_\_\_ Yes ☒ No. If your answer is "Yes", describe each lawsuit. (If you had more than three actions dismissed based on the above reasons, describe the others on an additional page following the below outline.)

Lawsuit #1 dismissed as frivolous, malicious, or failed to state a claim:

- a) Defendants: N/A
- b) Name of court and case number: \_\_\_\_\_
- c) The case was dismissed because it was found to be (check one): \_\_\_ frivolous  
\_\_\_ malicious or \_\_\_ failed to state a claim upon which relief could be granted.
- d) Issues raised: N/A
- e) Approximate date it was filed: N/A
- f) Approximate date of disposition: N/A

Lawsuit #2 dismissed as frivolous, malicious, or failed to state a claim:

- a) Defendants: N/A
- b) Name of court and case number: N/A

- c) The case was dismissed because it was found to be (check one): \_\_\_\_\_ frivolous  
 \_\_\_\_\_ malicious or \_\_\_\_\_ failed to state a claim upon which relief could be granted.
- d) Issues raised: N/A
- e) Approximate date it was filed: N/A
- f) Approximate date of disposition: N/A

Lawsuit #3 dismissed as frivolous, malicious, or failed to state a claim:

- a) Defendants: N/A
- b) Name of court and case number: N/A
- c) The case was dismissed because it was found to be (check one): \_\_\_\_\_ frivolous  
 \_\_\_\_\_ malicious or \_\_\_\_\_ failed to state a claim upon which relief could be granted.
- d) Issues raised: N/A
- e) Approximate date it was filed: N/A
- f) Approximate date of disposition: N/A

- 3) Have you attempted to resolve the dispute stated in this action by seeking relief from the proper administrative officials, e.g., have you exhausted available administrative grievance procedures? \_\_\_ Yes ☒ No. If your answer is "No", did you not attempt administrative relief because the dispute involved the validity of a: (1) \_\_\_ disciplinary hearing; (2) \_\_\_ state or federal court decision; (3) \_\_\_ state or federal law or regulation; (4) \_\_\_ parole board decision; or (5) \_\_\_ other NO GRIEVANCE PROCEDURE AVAILABLE. If your answer is "Yes", provide the following information. Grievance Number N/A. Date and institution where grievance was filed N/A.

Response to grievance: N/A

\_\_\_\_\_

\_\_\_\_\_



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**E. REQUEST FOR RELIEF**

I believe that I am entitled to the following relief:

\$100,000 JOINTLY AND SEVERALLY FROM EACH OF THE FIVE  
DEFENDANTS FOR COMPENSATORY DAMAGES AND ANOTHER  
\$50,000 JOINTLY AND SEVERALLY FROM EACH OF THE FIVE  
DEFENDANTS FOR PUNITIVE DAMAGES

I understand that a false statement or answer to any question in this complaint will subject me to penalties of perjury. **I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE UNITED STATES OF AMERICA THAT THE FOREGOING IS TRUE AND CORRECT.** See 28 U.S.C. § 1746 and 18 U.S.C. § 1621.

\_\_\_\_\_  
(Name of Person who prepared or helped  
prepare this complaint if not Plaintiff)

Michael J McLaughlin  
(Signature of Plaintiff)

8-20-03  
(Date)

-----  
(Additional space if needed; identify what is being continued)

330 S CASINO CENTER

Name

MICHAEL T McLAUGHLIN

LAS VEGAS, NV. 89101

638112

Prison Number

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

MICHAEL T. McLAUGHLIN

Plaintiff,

vs.

CLARK COUNTY SOCIAL SERVICES

STEVEN D. GLENN

SUSAN H. RHODES

EDWARD A. JOHANNIS

DARRYL CRONFELD

Defendant(s).

CASE NO. \_\_\_\_\_

(To be supplied by the Clerk)

CIVIL RIGHTS COMPLAINT  
PURSUANT TO  
42 U.S.C. § 1983

JURY TRIAL DEMANDED

A. JURISDICTION

- 1) This complaint alleges that the civil rights of Plaintiff, McLAUGHLIN'S,  
(Print Plaintiff's name)

who presently resides at CLARK COUNTY DETENTION CENTER, were  
~~2500 E. 7TH AVE~~

violated by the actions of the below named individuals which were directed against

Plaintiff at CLARK COUNTY SOCIAL SERVICES on the following dates  
(institution/city where violation occurred)

DEC. 10th, 2002, DEC. 10th, 2002, and DEC. 10th, 2002.  
(Count I) (Count II) (Count III)

Make a copy of this page to provide the below information if you are naming more than five (5) defendants

- 2) Defendant CLARK CO. SOCIAL SERVICES resides at 67. E LAKE MEAD DR. HEN, NV.  
 (full name of first defendant) (address if first defendant)  
 and is employed as N/A. This defendant is sued in his/her  
 (defendant's position and title, if any)  
☒ individual ☒ official capacity. (Check one or both). Explain how this defendant was acting

under color of law: LOCATION OF VIOLATION; AND SUPERVISOR  
SUSAN H RHODES CONSPIRED WITH OTHER DEFENDANTS

- 3) Defendant STEVEN D GLENN resides at 2500 LYNWOOD ST. LV, NV 89109.  
 (full name of first defendant) (address if first defendant)  
 and is employed as SECURITY GUARD. This defendant is sued in his/her  
 (defendant's position and title, if any)  
☒ individual ☒ official capacity. (Check one or both). Explain how this defendant was acting

under color of law: MISUSE OF UNAUTHORIZED FORCE; EXCESSIVE FORCE BY  
BASHING PLAINTIFFS HEAD WITH A CHAIR CAUSING INJURY TO PLAINTIFF

- 4) Defendant SUSAN H RHODES resides at 5432 KETTERING PL. LV, NV 89107.  
 (full name of first defendant) (address if first defendant)  
 and is employed as SOCIAL SERVICE SUPERVISOR. This defendant is sued in his/her  
 (defendant's position and title, if any)  
☒ individual ☒ official capacity. (Check one or both). Explain how this defendant was acting

under color of law: CONSPIRED WITH DEFENDANTS; AND FAILED TO STOP  
OTHER DEFENDANTS FROM USING EXCESSIVE FORCE

- 5) Defendant EDWARD A. JOHANNIS resides at 5112 LAURELWOOD LV, NV 89122.  
 (full name of first defendant) (address if first defendant)  
 and is employed as RECEPTIONIST/CLERK. This defendant is sued in his/her  
 (defendant's position and title, if any)  
☒ individual ☐ official capacity. (Check one or both). Explain how this defendant was acting

under color of law: SWUNG A CHAIR AT MY HEAD CONNECTING  
WITH FORCE.

6) Defendant DARRYL CRONFELD resides at 2404 SANTA PAULA DR. LV., NV. 89109.  
(full name of first defendant) (address if first defendant)  
and is employed as OWNER/OFFICIAL SECURITY. This defendant is sued in his/her  
(defendant's position and title, if any)  
☒ individual ☒ official capacity. (Check one or both). Explain how this defendant was  
acting

under color of law: FAILURE TO INSTRUCT HIS EMPLOYEE ON PROCEDURE  
RESULTING IN INJURY AND VIOLATION OF PLAINTIFFS RIGHTS.

7) Jurisdiction is invoked pursuant to 28 U.S.C. § 1343 (a)(3) and 42 U.S.C. § 1983. If you wish  
to assert jurisdiction under different or additional statutes, list them below.

N/A

#### B. NATURE OF THE CASE

1) Briefly state the background of your case.

ON DECEMBER 10TH, 2002 AT 67 E. LAKE MEAD DR.  
IN THE CITY OF HENDERSON, THE PLAINTIFF ASSERTS HE WAS  
BATTERED AND ASSAULTED BY DEFENDANTS GLENN AND JOHNS.  
SUFFERING PHYSICAL INJURIES AS WELL AS EMOTIONAL  
DISTRESS ALL IN VIOLATION OF MY EIGHTH AND MY  
FOURTEENTH AMENDMENT CONSTITUTIONAL RIGHTS.

#### C. CAUSE OF ACTION

COUNT I

The following civil rights has been violated: DENIAL OF EQUAL PROTECTION UNDER THE LAW IN VIOLATION OF THE FOURTEENTH AMENDMENT

Supporting Facts: [Include all fact you consider important. State the facts clearly, in your own words, and without citing legal authority or argument. Be sure you describe exactly what each specific defendant (by name) did to violate your rights].

DEFENDANT GLENN ATTACKED ME SLAMMING A DOOR INTO MY SIDE AND THEN PUNCHING ME IN THE FACE AND WHEN I CAME AFTER HIM, DEFENDANT GLENN RETREATED INSIDE DOOR SLAMMING DOOR ON HAND CAUSING HAIRLINE AND COM- POUND FRACTURES TO FINGERS, THUMB AND HAND. SEVERAL TIMES I, THE PLAINTIFF WAS STRUCK WITH TABLES AND CHAIRS AND THEN WHEN MY ATTENTION WAS DIVERTED ELSEWHERE DEFENDANT GLENN STRUCK ME OVER THE TOP OF THE HEAD WITH A SOLID AND HEAVY WOODEN CHAIR. DEFENDANT JOHANNIS ONLY STRUCK ME ONCE IN THE HEAD. DEFENDANT RHODES IS ONLY NAME HERE, NOT FOR WHAT SHE DID, BUT FOR WHAT SHE DID NOT DO, NAMELY BEING IN AUTHORITY AND NOT PREVENTING DEFENDANT EDWARD JOHANNIS AND DEFENDANT STEVEN GLENN FROM STRIKING ME WITH A CHAIR.

COUNT II

The following civil rights has been violated: USE OF EXCESSIVE FORCE  
UNDER THE EIGHTH AMENDMENT

Supporting Facts: [Include all fact you consider important. State the facts clearly, in your own words, and without citing legal authority or argument. Be sure you describe exactly what each specific defendant (by name) did to violate your rights].

WHEN DEFENDANT STEVEN GLENN STRUCK ME OVER  
THE TOP OF MY HEAD WITH A SOLID HEAVY WOODEN  
CHAIR, AN INSTRUMENT THAT COULD EASILY CAUSE INJURY  
OR DEATH, HE (THE DEFENDANT) VIOLATED MY EIGHTH  
AMENDMENT CONSTITUTIONAL RIGHT TO BE FREE FROM  
CRUEL AND UNUSUAL PUNISHMENT. DEFENDANT DARRYL  
CRONFELD, OWNER OF OFFICIAL SECURITY, THE COMPANY  
FOR WHOM DEFENDANT STEVEN GLENN WORKS AS AN UNCEPTEED  
UNARMED SECURITY GUARD WITH A HANDS OFF POLICY; I.E.)  
STRICTLY OBSERVATION, REPORTS, AND NOTIFICATION OF THE  
PROPER AUTHORITIES.

**COUNT III**

The following civil rights has been violated: UNAUTHORIZED USE OF FORCE  
VIOLATED MY EIGHTH AMENDMENT RIGHT

Supporting Facts: [Include all fact you consider important. State the facts clearly, in your own words, and without citing legal authority or argument. Be sure you describe exactly what each specific defendant (by name) did to violate your rights].

WHEN DEFENDANT EDWARD JOHANNIS STRUCK ME IN THE  
HEAD WITH A CHAIR HE VIOLATED MY RIGHT TO BE FREE  
FROM CRUEL AND UNUSUAL PUNISHMENT

**D. PREVIOUS LAWSUITS AND ADMINISTRATIVE RELIEF**

- 1) Have you filed other actions in state or federal courts involving the same or similar facts as involved in this action? ☐ Yes ☒ No. If your answer is "Yes", describe each lawsuit. (If more than one, describe the others on an additional page following the below

outline).

- a) Defendants: N/A
- b) Name of court and docket number: \_\_\_\_\_
- c) Disposition (for example, was the case dismissed, appealed or is it still pending?): \_\_\_\_\_
- d) Issues raised: N/A
- e) Approximate date it was filed: N/A
- f) Approximate date of disposition: N/A

- 2) Have you filed an action in federal court that was dismissed because it was determined to be frivolous, malicious, or failed to state a claim upon which relief could be granted?  
☒ Yes ☐ No. If your answer is "Yes", describe each lawsuit. (If you had more than three actions dismissed based on the above reasons, describe the others on an additional page following the below outline.)

Lawsuit #1 dismissed as frivolous, malicious, or failed to state a claim:

- a) Defendants: BENNY MEDINA: HENDERSON POLICE OFFICER
- b) Name of court and case number: UNKNOWN
- c) The case was dismissed because it was found to be (check one): ☐ frivolous ☒ malicious or ☒ failed to state a claim upon which relief could be granted.
- d) Issues raised: FAILED TO STATE TYPE OF RELIEF REQUESTED  
DEFAULTED
- e) Approximate date it was filed: 1998
- f) Approximate date of disposition: 1999

Lawsuit #2 dismissed as frivolous, malicious, or failed to state a claim:

- a) Defendants: N/A
- b) Name of court and case number: N/A



- c) The case was dismissed because it was found to be (check one): N/A frivolous  
N/A malicious or N/A failed to state a claim upon which relief could be granted.
- d) Issues raised: N/A
- e) Approximate date it was filed: N/A
- f) Approximate date of disposition: N/A

Lawsuit #3 dismissed as frivolous, malicious, or failed to state a claim:

- a) Defendants: N/A
- b) Name of court and case number: N/A
- c) The case was dismissed because it was found to be (check one): N/A frivolous  
N/A malicious or N/A failed to state a claim upon which relief could be granted.
- d) Issues raised: N/A
- e) Approximate date it was filed: N/A
- f) Approximate date of disposition: N/A

- 3) Have you attempted to resolve the dispute stated in this action by seeking relief from the proper administrative officials, e.g., have you exhausted available administrative grievance procedures? N/A Yes N/A No. If your answer is "No", did you not attempt administrative relief because the dispute involved the validity of a: (1) N/A disciplinary hearing; (2) N/A state or federal court decision; (3) N/A state or federal law or regulation; (4) N/A parole board decision; or (5) N/A other N/A.
- If your answer is "Yes", provide the following information. Grievance Number N/A.
- Date and institution where grievance was filed N/A.

Response to grievance: N/A

N/A

**E. REQUEST FOR RELIEF**

I believe that I am entitled to the following relief:

\$ 50,000 JOINTLY AND SEVERALLY AGAINST DEFENDANTS  
SOCIAL SERVICE OF CLARK COUNTY, GLENN, RHODES, JOHANNIS,  
AND CRONFELD FOR PHYSICAL AND EMOTIONAL INJURIES AS  
A RESULT OF THE PLAINTIFF'S BEATING. (COMPENSATORY DAMAGES)  
20,000 EACH AGAINST DEFENDANTS SOCIAL SERVICE  
OF CLARK COUNTY, GLENN, RHODES, JOHANNIS, AND CRONFELD  
(PUNITIVE DAMAGES)

I understand that a false statement or answer to any question in this complaint will subject me to penalties of perjury. I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE UNITED STATES OF AMERICA THAT THE FOREGOING IS TRUE AND CORRECT. See 28 U.S.C. § 1746 and 18 U.S.C. § 1621.

N/A  
(Name of Person who prepared or helped  
prepare this complaint if not Plaintiff)

Michael J. McLaughlin #638112  
(Signature of Plaintiff)

7-22-03  
(Date)

(Additional space if needed; identify what is being continued)

N/A